

APPENDIX D

1. Department of Conservation and Recreation "Consistent" Letter

W. Tayloe Murphy, Jr.
Secretary of Natural
Resources



Joseph H. Maroon
Director

COMMONWEALTH of VIRGINIA
DEPARTMENT OF CONSERVATION AND RECREATION

203 Governor Street
Richmond, Virginia 23219-2010
(804) 786-6124

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MAY 2 2005

BUILDING AND DEVELOPMENT

REPLY TO:
Potomac Watershed Office
98 Alexandria Pike, Suite 33
Warrenton, Virginia 20186-2849
(540)347-6420 FAX: (540)347-6423

April 27, 2005

Mr. Steve Kayser, Engineering Specialist/Program Manager
Loudoun County
Department of Planning & Development
P O Box 7000
Leesburg VA 20177-7000

Dear Mr. Kayser,

The Department of Conservation and Recreation (DCR) appreciates your participation in the review of the implementation of Loudoun County's Corrective Action Agreement (CAA). Our review has determined that Loudoun County's Erosion and Sediment Control Program is **"Consistent"** with the standards of effectiveness.

Loudoun County adopted a revised Codified Ordinance in January 2005. All staff that handle program administration, review ESC plans, and/or conduct ESC inspections are certified in that area or enrolled in the appropriate DCR training program. These corrections bring the administrative component of the CAA **consistent** with the state laws and regulations.

The plan review corrective actions have been fully implemented. All of the plans reviewed met the Minimum Standards as outlined in the Virginia Erosion Sediment Control Regulations (VESCR) 4VAC50-30-40. The plans also had complete site-specific narratives in accordance with the Virginia Erosion and Sediment Control Handbook, and the necessary calculations were present and correct. The County's plan review component is **consistent** with the state law and regulations.

Our review also determined that the inspection corrective actions have been fully implemented. The Soil and Water Board approved the Alternative Inspection Program on March 17, 2005. All inspection visits showed the sites meet the Minimum Standards as outlined in the Virginia Erosion Sediment Control Regulations (VESCR) 4VAC50-30-40. The files also included documentation of inspections and corrective actions to be taken. The County's inspection component is **consistent** with the state laws and regulations.

*State Parks • Soil and Water Conservation • Natural Heritage • Outdoor Recreation Planning
Chesapeake Bay Local Assistance • Dam Safety and Floodplain Management • Land Conservation*

When informal contact/verbal warning is unsuccessful in correcting violations, the County issues a notice to comply or other enforcement action. A policy was developed for the use of notices to comply that states in what circumstances a notice to comply will be issued. The County pursues enforcement actions at increasingly greater levels of severity until all violations are resolved in a timely manner. The County's enforcement component is consistent with the state laws and regulations.

Thank you for your time and cooperation in completing this review. Should you have any questions or comments concerning this review, please contact me at (540) 347-6421 or gary.switzer@dcv.virginia.gov.

Sincerely,



Gary E. Switzer
Stormwater Compliance Specialist

COPY: Jim Christian, Chair, Loudoun SWCD
Loudoun SWCD Office
Eric Capps, DCR Erosion and Sediment Control Manager
Moir Croghan, DCR Assistant Director
Marc Aveni, DCR Regional Manager
Debbie Cross, DCR Conservation District Coordinator
Shelby Hertzler, P.E., DCR, Stormwater Compliance Engineer